

REMARKS

Claims 5-11 are pending in the present Application. Claims 5-6 and 9-11 have been withdrawn, leaving Claims 7-8 for consideration upon entry of the present Amendment. Reconsideration and allowance of the claims are respectfully requested in view of the following remarks.

Specification

Applicant has amended the specification to correct minor typographical errors contained therein. Applicant respectfully requests that these amendments be entered as they place the case in a better condition for allowance.

Drawings

The Office Action indicates that Figure 1 is objected to because it should be designated by a legend such as "Prior Art", because only that which is old is illustrated.

Applicant has submitted a replacement sheet to designate Figure 1 as "Prior Art". Accordingly, Applicant respectfully requests that the objection to the drawing be withdrawn.

Double Patenting

Claims 7-8 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-4 of U.S. Patent No. 6,781,153 in view of the applicant's admitted prior art (AAPA) of this Application.

Applicant will timely file a terminal disclaimer in compliance with 37 CFR 1.321(c). Accordingly, Applicant respectfully requests that upon receipt of the terminal disclaimer that this rejection be withdrawn.

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In view of the foregoing, it is respectfully submitted that the instant application is in condition for allowance. Accordingly, it is respectfully requested that this application be allowed and a Notice of Allowance issued. If the Examiner believes that a telephone conference with the undersigned would be advantageous to the disposition of this case, the Examiner is cordially requested to telephone the undersigned.

In the event the Commissioner of Patents and Trademarks deems additional fees to be due in connection with this application, Applicant's attorney hereby authorizes that such fee be charged to Deposit Account No. 06-1130.

Respectfully submitted,

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